

## CLASSIFICATION OFFICE DECISION

**Title of publication:** TuAXXAgb

**Other known title(s):** Not stated

**OFLC ref:** 2000108.015

**Medium:** Image File

**Maker:** Not stated

**Country of origin:** Not stated

**Language:** Not applicable

**Applicant:** The District Court at Auckland

**Classification:** Objectionable.

**Descriptive note:** None

**Display conditions:** None

**Date of entry in Register:** 21 April 2020

**Date of direction to issue a label:** No direction to issue a label has been issued

**Date of notice of decision:** No notice of decision has been issued

### Summary of reasons for decision:

The publication is an image that depicts the aftermath of a young girl being sexually abused by a man. It is deemed to be objectionable under s3(2)(a) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act) because it promotes and supports the exploitation of children for sexual purposes. The image is intended to arouse those with a sexual interest in children. The availability of such material encourages the creation or reinforcement of this sexual interest by presenting children as freely available and appropriate subjects for adult sexual use. The objectionable classification interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention to ban material that falls under s3(2)(a) of the FVPC Act and reflects the concern of a free and democratic society to protect its young and vulnerable members from sexual exploitation.